



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No. 19

C. DOUGLASS THOMAS
5150 EL CAMINO REAL
BUILDING A, SUITE 22
LOS ALTOS, CA 94022

COPY MAILED

MAR 02 2006

OFFICE OF PETITIONS

In re Patent No. 5,752,011
Issue Date: May 12, 1998
Application No. 08/262,754
Filed: June 20, 1994
Attorney Docket No. CDT001

NOTICE


This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. **See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).**

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989).** Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Inquiries related to this communication should be directed to Irvin Dingle at (571) 272-3210.

The file is being forwarded to the Files Repository.


Irvin Dingle
Petitions Examiner
Office of Petitions